

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EVA LAMBOY,

Plaintiff,

Case No.: 07 Civ. 01644 (AKH)

- against -

2 BROADWAY LLC, 80 PINE LLC, 90 CHURCH  
STREET LIMITED PARTNERSHIP, AMBIENT  
GROUP, INC., BELFOR USA GROUP, INC.,  
BOSTON PROPERTIES, INC., COGSWELL  
REALTY GROUP, COLLIERS ABR INC,  
HILLMAN ENVIRONMENTAL GROUP, LLC, J.P.  
MORGAN CHASE CORPORATION, RUDIN  
MANAGEMENT CO. INC., STRUCTURE TONE  
(UK), INC., STRUCTURE TONE GLOBAL  
SERVICES, INC., VERIZON COMMUNICATIONS,  
INC., VERIZON NEW YORK, INC, VERIZON  
PROPERTIES, INC., WELLS 60 BROAD STREET  
LLC, AND WELLS REAL ESTATE FUNDS, ET AL

**STIPULATION AND ORDER**

Defendants.  
\_\_\_\_\_X

ALVIN K. HELLERSTEIN, U.S.D.J.:

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for Plaintiff and for defendants WELLS 60 BROAD STREET LLC and WELLS REAL ESTATE FUNDS (together, the "Wells Defendants"), that whereas neither Plaintiff nor either of the Wells Defendants is an infant, incompetent person for whom a committee has been appointed, or conservatee, that the above-captioned action, and each and every claim asserted therein by Plaintiff against the Wells Defendants shall be, and the same hereby are, dismissed without prejudice, with each party to bear its own costs, and

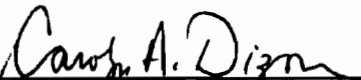
IT IS FURTHER STIPULATED AND AGREED that should evidence be discovered throughout the course of this action by which Plaintiff establishes that the either of the Wells Defendants is a proper party to this action, then Plaintiff may reinstitute the action against said defendant(s), without

regard to the applicable statute(s) of limitations, provided, however, the cause(s) of action asserted against the Wells Defendants would have been timely had it been asserted as of the date on which this action was filed, *i.e.*, May 25, 2007, and in such instance (and only in such instance), said defendant(s) shall not assert as a defense the applicable statute(s) of limitations; and


**IT IS FURTHER STIPULATED AND AGREED** that this Stipulation may be executed by facsimile, and for the purposes of this Stipulation, copies of signatures shall suffice as originals.

Dated: New York, New York  
August 8, 2007

DLA PIPER US LLP

By:   
Todd B. Marcus (TM-5404)  
Carolyn A. Dizon (CD-9854)  
1251 Avenue of the Americas  
New York, New York 10020  
(212) 335-4500  
*Attorneys for Defendants*  
*Wells 60 Broad Street LLC and*  
*Wells Real Estate Funds*

WORBY GRONER EDELMAN & NAPOLI BERN,  
LLP

By:   
Christopher R. LoPalo, Esq. (CL-6466)  
115 Broadway 12th Floor  
New York, NY 10006  
(212) 267-3700  
*Attorneys for Plaintiff*

**PURSUANT TO THE STIPULATION, IT SO ORDERED.**

Dated: New York, New York  
August 10, 2007

  
ALVIN K. HELLERSTEIN  
United States District Judge